



0000153492

BEFORE THE ARIZONA CORPORATION COMMISSION

DOCKET CONTROL

2014 MAY 21 PM 1 38

COMMISSIONERS

BOB STUMP - Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

ORIGINAL

IN THE MATTER OF THE FORMAL COMPLAINT
OF ALVIN S. RATLIFF, JOHN HART, DAN
TINGLE, DAN WHITE, DARREN DUNLAP, ED
CURRY, EFRAIN ALVAREZ, FRED ZAMORA,
JOE TULLY, JUSTIN HASS, LANCE OWEN,
MONTE ALLEN, NATHAN ZUCK, PAUL WHITE,
RANDY HASS AND TALBOTT STARLINGS,

COMPLAINANTS,

vs.

SULPHUR SPRINGS VALLEY ELECTRIC
COOPERATIVE, INC.,

RESPONDENT.

DOCKET NO. E-01575A-13-0456

Arizona Corporation Commission

DOCKETED

MAY 21 2014

DOCKETED BY

PROCEDURAL ORDER
(Setting Procedural Conference)

BY THE COMMISSION:

On December 17, 2013, Alvin S. Ratliff, John Hart, Dan Tingle, Dan White, Darren Dunlap, Ed Curry, Efrain Alvarez, Fred Zamora, Joe Tully, Justin Hass, Lance Owen, Monte Allen, Nathan Zuck, Paul White, Randy Hass And Talbott Starlings filed a formal complaint with the Arizona Corporation Commission ("Commission") against Sulphur Springs Valley Electric Cooperative, Inc. ("Complaint").

Sulphur Springs Valley Electric Cooperative, Inc. ("SSVEC") filed its Answer on January 22, 2014. As part of its Answer, SSVEC asserted the Complaint fails to state a claim upon which relief may be granted and requested that the Complaint be dismissed with prejudice.

By a Procedural Order docketed May 1, 2014, a telephonic procedural conference was held on May 21, 2014. The Complainants, SSVEC and the Commission's Utilities Division ("Staff") were present through counsel.

During the procedural conference, SSVEC's request that the Complaint be dismissed was denied. The Complainants and SSVEC related they had entered into settlement negotiations and

1 anticipated that an agreement might be reached within the next 30 days. The parties requested that
 2 another procedural conference be scheduled in one month to discuss the status of the matter. Staff
 3 was advised that its participation at the next procedural conference would be required.

4 IT IS THEREFORE ORDERED that a **telephonic procedural conference shall commence**
 5 **on June 24, 2014, at 9:30 a.m., call-in number: (888) 450-5996, participant no. 457395#.** The
 6 parties may also attend in person in Room 222 at the Commission's Tucson offices, 400 West
 7 Congress Street, Tucson, Arizona 85701.

8 IT IS FURTHER ORDERED that Staff shall be present at the procedural conference and may
 9 attend telephonically.

10 IT IS FURTHER ORDERED that the *Ex Parte* Rule (A.A.C. R14-3-113-Unauthorized
 11 Communications) applies to this proceeding and shall remain in effect until the Commission's
 12 Decision in this matter is final and non-appealable.

13 IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules
 14 of the Arizona Supreme Court and A.R.S. §40-243 with respect to practice of law and admission *pro*
 15 *hac vice*.

16 IT IS FURTHER ORDERED that that the Administrative Law Judge may rescind, alter,
 17 amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by
 18 ruling at hearing.

19 DATED this 21st day of May, 2014.



BELINDA A. MARTIN
 ADMINISTRATIVE LAW JUDGE

22 Copies of the foregoing mailed
 23 this 21st day of May, 2014, to:

24 Gregory E. Good, Esq.
 25 GOOD LAW, P.C.
 26 Foothills Corporate Center
 3430 East Sunrise Drive, Suite 270
 Tucson, AZ 85718
 Attorney for Complainants

27 ...

28 ...

1 Jeffrey W. Crockett, Esq.
2 BROWNSTEIN HYATT
3 FARBER SCHREK, LLP
4 One East Washington Street, Suite 2400
5 Phoenix, AZ 85004
6 Attorney for Respondent

7 Janice Alward, Chief Counsel
8 Legal Division
9 ARIZONA CORPORATION COMMISSION
10 1200 W. Washington Street
11 Phoenix, AZ 85007

12 Steven M. Olea, Director
13 Utilities Division
14 ARIZONA CORPORATION COMMISSION
15 1200 W. Washington Street
16 Phoenix, AZ 85007

17 COASH & COASH, INC.
18 Court Reporting, Video and Videoconferencing
19 1802 North 7th Street
20 Phoenix, AZ 85006

21 By:

22 
23 Tammy Velarde
24 Assistant to Belinda A. Martin
25
26
27
28